

RECEIVED
CENTRAL FAX CENTER
MAY 12 20058TH FLOOR
1100 NORTH GLEBE ROAD
ARLINGTON, VIRGINIA 22201-4714**Nixon & Vanderhye P.C.**

ATTORNEYS AT LAW

FACSIMILE COVER SHEETTELEPHONE: (703) 816-4000
FACSIMILE: (703) 816-4100
WRITER'S DIRECT DIAL NUMBER:
(703) 816-4028
E-mail: scs@nixonvan.com**PLEASE DELIVER IMMEDIATELY !!!!**Our Ref: 540-161
Your Ref: SN 09/437,226 Date: May 12, 2005TO: Board of Patent Appeals and Interferences
FIRM: U.S. Patent and Trademark Office
SUBJECT: Appeal No. 2005/0858; Serial No. 09/437,226
FACSIMILE NO.: (703) 872-9306 & (571) 273-0299
FROM: Stanley C. SpoonerNUMBER OF PAGES (INCLUDING COVER SHEET): 2
(IF YOU DO NOT RECEIVE ALL OF THE PAGES OR ENCOUNTER DIFFICULTIES
IN TRANSMISSION, PLEASE CONTACT US IMMEDIATELY AT (703-816-4000).Kristen M. McGee
FACSIMILE OPERATORATTACHMENT: *Official Confirmation of Oral Hearing*

MESSAGE:

954608

540-161 **BEST AVAILABLE COPY**

RECEIVED
CENTRAL FAX CENTER
MAY 12 2005



United States Patent and Trademark Office

Under Secretary of Commerce for Intellectual Property and
Director of the United States Patent and Trademark Office

P.O. Box 1450

Alexandria, Virginia 22313-1450

www.uspto.gov

NIXON & VANDERHYE, PC
1100 N GLEBE ROAD
8TH FLOOR
ARLINGTON, VA

22201-471
DATES DOCKETED
Local Hearing
May 26, 2005

DUE May 17, 2005
C/U May 17, 2005
Tm 1006
BDB

Appeal No: 2005-0858
Appellant: JOHN S. TULLOCH et al.
Application No: 09/437,226
Hearing Room: A
Hearing Docket: B
Hearing Date: Tuesday, June 07, 2005
Hearing Time: 09:00 AM
Location: Madison Building - East Wing
600 Dulany Street, 9th Floor
Alexandria, Virginia 22313-1450

WILLED

MAY - 5 2005

U.S. PATENT AND TRADEMARK OFFICE
600 DULANY STREET, ALEXANDRIA, VA 22313-1450

NOTICE OF HEARING
CONFIRMATION REQUIRED WITHIN TWENTY-ONE DAYS

Your attention is directed to 37 CFR § 41.47. The above identified appeal will be heard by the Board of Patent Appeals and Interferences on the date indicated. Hearings will commence at the time set and as soon as the argument in one appeal is concluded, the succeeding appeal will be taken up. The time allowed for argument is twenty minutes unless additional time is requested and permitted before the argument is commenced. If there are any inquires, please contact the Clerk of the Board at 571-272-9797.

CONFIRMATION OR WAIVER OF THE HEARING IS REQUIRED. This form must be completed below and facsimile transmitted to both: (1) the USPTO Central fax number (official copy), and (2) the Board of Patent Appeals and Interferences fax number (courtesy copy) within TWENTY-ONE (21) DAYS from the mailing date of this notice indicating confirmation or waiver of the hearing. A copy of this notice may be alternately filed by mail if facsimile is not available.

BPAI HEARINGS FAX No: (571) 273-0299

USPTO Central Fax No: (703) 872-9306

BPAI Mailing Address: BOARD OF PATENT APPEALS AND INTERFERENCES
UNITED STATES PATENT AND TRADEMARK OFFICE
P.O. BOX 1450
ALEXANDRIA, VIRGINIA 22313-1450

In all communications relating to this appeal, please identify the appeal by its number.

CHECK ONE: () HEARING ATTENDANCE CONFIRMED () HEARING ATTENDANCE WAIVED

Stanley C. Spooner
Signature of Attorney/Agent/Appellant

5/12/05

Date

27,393

Registration No.

Names of other visitors expected to accompany counsel:

For information on visitor access to hearing rooms and security procedures at the USPTO Alexandria Campus, see
http://www.uspto.gov/web/offices/dcom/bpa/docs/compts/contact_info.htm

DATES DOCKETED
Local Hearing
May 7, 2005
DUE May 31, 2005
C/U Tm 1006
Tm 1006
K+